

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

APR 20 2000

TECH CENTER 1600/2000



In re Application of:

Dolores J. SCHENDEL

Serial No. 08/881,509

Filed: June 24, 1997

For: T CELLS SPECIFIC FOR KIDNEY CARCINOMA

Group Art Unit: 1644

Examiner: A. DeCloux

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

April 19, 2000

RECEIVED
APR 26 2000
TC 1600 MAIL ROOM

Sir:

In response to the Office Action dated March 20, 2000, Applicant hereby elects for further prosecution the invention of group I, currently claimed in claims 1-7 and 26, directed to a nucleic acid which codes for the alpha chain of a human TCR and a composition thereof, a vector, and a host cell. Applicants respectfully traverse this restriction requirement on the grounds that group VI should be examined with group I. Group VI, claims 27-29 is directed to a method for the production of an agent for the diagnosis and monitoring of tumor disease using the nucleic acid in group I. Applicants contend that since the nucleic acid and composition containing the nucleic acid will be searched, there would be no undue burden on the Examiner in including the method using the nucleic acid and composition in the search.

As the species to be elected if group VI is included in the search, applicants elect the nucleic acid as recited in claims 1-4.

Applicant reserves the right to file one or more divisional applications directed to the non-elected claims.

Accordingly, an early examination and an early action on the merits are respectfully requested.

In the event this paper is not considered to be timely filed, Applicant respectfully petitions for an appropriate extension of time. Any fees for such an extension, together with any additional fees which may be due with respect to this paper, may be charged to our Deposit Account No.01-2300.

Respectfully submitted,

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC



Monica Chin Kitts
Attorney for applicant
Reg. No. 36,105

Atty. Docket No. P564-7015
1050 Connecticut Avenue, N.W.
Suite 600
Washington, D.C. 20036-5339
Tel.: (202) 857-6000

MCK:prm

Encls: Statement Under 37 C.F.R. § 1.821(C)
CRF Diskette

RECEIVED
FEB 26 2000
TC 1600 MAIL ROOM